

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
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UNITED STATES OF AMERICA

- against -

13-cr-754-02 (JGK)

ROBERTO ASTACIO,

ORDER

Defendant.

JOHN G. KOELTL, District Judge:

The Government should respond to the defendant's motion to vacate Counts 4 and 5 and for other relief (Dkt. No. 68) by December 2, 2019. The defendant may reply by December 6, 2019.

The Court will, as requested, re-sentence the petitioner on December 19, 2019 at 10 AM, after deciding the current motion. The parties should confirm that they waive a pre-sentence report. The defendant's presence is not necessary at the re-sentencing proceeding.

SO ORDERED.

Dated: New York, New York  
November 21, 2019

  
John G. Koeltl  
United States District Judge